

SENATE BILL 112

By Norris

AN ACT to amend Tennessee Code Annotated, Section 33-2-404; Section 68-11-202 and Section 71-2-412, relative to promulgation of rules for licensure of settings for home-based and community-based services.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 33-2-404, is amended by designating the existing language as subsection (a) and by adding the following language as a new, appropriately designated subsection (b):

(b) Notwithstanding any law to the contrary, each department shall amend its rules for licensure as needed to be consistent with federal regulations pertaining to home-based and community-based settings.

SECTION 2. Tennessee Code Annotated, Section 68-11-202, is amended by adding the following language as a new, appropriately designated subsection:

() Notwithstanding any law to the contrary, the board shall amend its rules for licensure of any board-regulated facility or entity as needed to be consistent with federal regulations pertaining to home-based and community-based settings.

SECTION 3. Tennessee Code Annotated, Section 71-2-412, is amended by adding the following language as a new, appropriately designated subsection:

() Notwithstanding any law to the contrary, the commissioner shall amend the rules for licensure of adult day care as needed to be consistent with federal regulations pertaining to home-based and community-based settings.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.